

To: "Belin, Letty" [Letty_Belin@ios.doi.gov]; avid_Nawi@ios.doi.gov[]
Cc: CN=Karen Schwinn/OU=R9/O=USEPA/C=US@EPA[]
Bcc: []
From: CN=Tom Hagler/OU=R9/O=USEPA/C=US
Sent: Tue 1/4/2011 9:25:45 PM
Subject: ancient history
California Water HCN 12-20-10.pdf
(embedded image)

From your overpaid librarian.

(1) Here are some cites and links on the EPA promulgation in connection with the Accord negotiations:

EPA's Proposed Rule on Bay Delta Water Quality Standards (January 6, 1994) (59 FR 810):

<http://origin.www.gpo.gov/fdsys/pkg/FR-1994-01-06/html/94-120.htm> (Note: There seems to be something wrong with the GPO version of this document. I would look up the cite elsewhere.)

EPA's Notice of Availability (of additional information on the proposed rule) (August 26, 1994) (59 FR 44095)

<http://origin.www.gpo.gov/fdsys/pkg/FR-1994-08-26/html/94-20953.htm>

EPA's Final Rule on Bay Delta Water Quality Standards (January 24, 1995)(60 FR 4664)

<http://origin.www.gpo.gov/fdsys/pkg/FR-1995-01-24/pdf/95-817.pdf>

EPA's Proposed Withdrawal of the Water Quality Standards (in light of State Board Action) (December 20, 1995)(60 FR 65614):

<http://origin.www.gpo.gov/fdsys/pkg/FR-1995-12-20/pdf/95-30985.pdf>

Note that there are also some lengthy "responses to comments" prepared primarily by EPA OGC from this era that discuss the legal authorities issues. If that really becomes relevant, let me know and I will dig those out. I don't think they are online but they may be.

(2) Also, here is a link to the 2007 Nawi Paper on the State Board process as it affects Delta issues:

http://deltavision.ca.gov/ConsultantReports/David_Nawi.pdf

(3) And finally, as if this wasn't enough, there was an interesting article about BDCP in High Country News that you may want to read, since everyone else will have read it: